

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA	*	CRIMINAL NO. 08-73
v.	*	SECTION: "R"
DERRICK JONES	*	
	*	
	*	

**FACTUAL BASIS**

Were this matter brought to trial the United States would prove, through competent witnesses and documentary evidence, the following beyond a reasonable doubt.

From in or about December 2003 until in or about February 2004 in the Eastern District of Louisiana and elsewhere, DERRICK JONES (JONES) and others conspired to commit the crime of access device fraud. Specifically, JONES and others together agreed to use stolen credit card numbers to purchase cellular telephone equipment and air time. JONES knew the unlawful purpose of the agreement and joined in it willfully, that is with the intent to further unlawful purpose of the conspiracy.

In addition, during the time of the conspiracy, JONES obtained and then sold the Alltel Wireless Nokia cellular telephone described in the bill of information on or about December 23, 2003,

knowing that the aforementioned telephone had been obtained with a stolen credit card number. JONES knowingly committed this overt act to accomplish the purpose of the conspiracy. As a direct result of his activity in the unlawful conspiracy, JONES caused Alltel Wireless to incur a loss of \$3,205.76.

After being advised of his constitutional rights, JONES admitted the foregoing facts to agents of the United States Secret Service.

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DERRICK JONES  
Defendant

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DATE

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GARY SCHWABE, ESQ.  
Counsel for Derrick Jones

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DATE

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IRENE GONZÁLEZ  
Assistant United States Attorney

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DATE